

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-463-E - ORDER NO. 2009-174
MARCH 26, 2009

IN RE: Lynn Yantz,) ORDER DENYING
Complainant/Petitioner) PETITION FOR
) RECONSIDERATION
v.) AND GRANTING
) CONFIDENTIAL
Duke Energy Carolinas, LLC,) TREATMENT
Defendant/Respondent)

This matter comes before the Public Service Commission of South Carolina (“Commission”) on a Petition for Reconsideration filed by Lynn Yantz in the above captioned Docket. The Petition for Reconsideration comes in reply to Commission Order No. 2009-82 (February 17, 2009), which dismissed Yantz’s Complaint against Duke Energy Carolinas, LLC (“Duke”) because she failed to file a timely response to Duke’s Motion to Dismiss.¹ However, even after review of the response that Yantz did eventually file and construing the facts most favorably toward her, we nevertheless find that Duke has met all the regulatory requirements to discontinue electric service at her residence.² Therefore, the Petition for Reconsideration is denied.

Additionally, Duke has submitted customer information in Exhibit 1 of its Verified Response to the Petition for Reconsideration for which it requests confidential

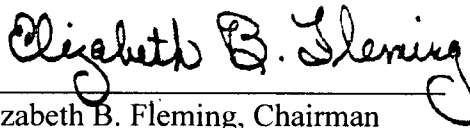
¹ As of the date that Order No. 2009-82 was issued, February 17, 2009, no response was received by Yantz and the Commission held that Duke’s Motion to Dismiss was unopposed.

² The regulations governing discontinuing service are found at S.C. Code Ann. Regs 103-342 and 103-352 (September 26, 2008).

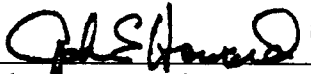
treatment. As this information contains Yantz's personal information, we find that it meets the requirements of confidential information under the South Carolina Freedom of Information Act, S.C. Code Ann. Section 30-4-40(a)(2), and therefore grant confidential treatment.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman
(SEAL)